



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Weiershausen, et al.  
Serial No.: 10/564,461  
For: PROCESSES AND DEVICES FOR THE DETERMINATION OF A  
PMD-INDUCED OUTAGE PROBABILITY OF AN OPTICAL  
TRANSMISSION SYSTEM  
Filed: September 11, 2006  
Examiner: Dzung D. Tran  
Art Unit: 2613  
Confirmation No.: 8972  
Customer No.: 27,623 Attorney Docket No.: 2133.096USU

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with applicants' duty of disclosure under 37 C.F.R. §1.56, we are enclosing form PTO-1449 listing information that may be material to the patentability of this application.

We are also enclosing a copy of the non-US reference listed on the attached PTO-1449 along with a copy of the available English abstract of the aforementioned publication.

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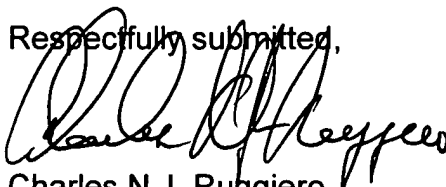
It should be understood that attention has been called to the citations that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed citations and to make the usual careful independent search for other prior art that may be pertinent.

Since this Information Disclosure Statement is being filed after the date of the first Office Action, but before the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, and is prior to the final action, this I.D.S. is accompanied by the fee set forth in 37 C.F.R. §1.17(p);

Applicants respectfully request favorable consideration and that this application be passed to allowance.

Date: September 9, 2009

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles N.J. Ruggiero", is written over the typed name.

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